
HOUSE BILL 2003

State of Washington 60th Legislature 2007 Regular Session

By Representatives Alexander, Hunt, Morrell and Ormsby

Read first time 02/05/2007. Referred to Committee on State Government & Tribal Affairs.

1 AN ACT Relating to a pilot program for the business enterprises
2 program; amending RCW 74.18.200; adding a new section to chapter 74.18
3 RCW; and declaring an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 74.18 RCW
6 to read as follows:

7 (1) The department shall implement a pilot program within existing
8 resources to require a licensee to subcontract with a commercial food
9 service establishment to operate a full-service food establishment in
10 the Pritchard building and, if feasible, at a satellite location in the
11 legislative building. The pilot program shall be implemented as
12 provided in this section, after June 30, 2007, but by no later than
13 January 1, 2008.

14 (2) The licensee shall operate the facilities with cooperation and
15 coordination with the commercial food service establishment and the
16 department.

17 (3) The department shall select the commercial food service
18 establishment from a list of bids submitted by interested

1 establishments and shall enter into a contract with the successful
2 bidder. The initial contract shall be for a period not to exceed three
3 years.

4 (4) The department shall not be charged rent for this pilot
5 program.

6 (5) The director shall submit an electronic report on the pilot
7 program to the appropriate legislative committees eighteen months after
8 the pilot program commences operation.

9 **Sec. 2.** RCW 74.18.200 and 2003 c 409 s 18 are each amended to read
10 as follows:

11 Unless the context clearly requires otherwise, the definitions in
12 this section apply in RCW 74.18.200 through 74.18.230.

13 (1) "Business enterprises program" means a program operated by the
14 department under the federal Randolph-Sheppard Act, 20 U.S.C. Sec. 107
15 et seq., and under this chapter in support of blind persons operating
16 vending businesses in public buildings.

17 (2) "Vending facility" means any stand, snack bar, cafeteria, or
18 business at which food, tobacco, sundries, or other retail merchandise
19 or service is sold or provided.

20 (3) "Vending machine" means any coin-operated machine that sells or
21 provides food, tobacco, sundries, or other retail merchandise or
22 service.

23 (4) "Blind person" means a person whose central visual acuity does
24 not exceed 20/200 in the better eye with correcting lenses or whose
25 visual acuity, if better than 20/200, is accompanied by a limit to the
26 field of vision in the better eye to such a degree that its widest
27 diameter subtends an angle of no greater than twenty degrees. In
28 determining whether an individual is blind, there shall be an
29 examination by a physician skilled in diseases of the eye, or by an
30 optometrist, whichever the individual selects.

31 (5) "Commercial food service establishment" means any restaurant or
32 restaurant franchise currently operating in the state of Washington.

33 (6) "Licensee" means a blind person licensed by the state of
34 Washington under the Randolph-Sheppard Act, this chapter, and the rules
35 issued hereunder.

36 ((+6+)) (7) "Public building" means any building and immediately
37 adjacent outdoor space associated therewith, such as a patio or

1 entryway, which is: (a) Owned by the state of Washington or any
2 political subdivision thereof or any space leased by the state of
3 Washington or any political subdivision thereof in any privately-owned
4 building; and (b) dedicated to the administrative functions of the
5 state or any political subdivision. However, this term shall not
6 include property under the jurisdiction and control of a local board of
7 education without the consent of such board.

8 ~~((7))~~ (8) "Priority" means the department has first and primary
9 right to operate the food service and vending facilities, including
10 vending machines, on federal, state, county, municipal, and other local
11 government property except those otherwise exempted by statute. Such
12 right may, at the sole discretion of the department, be waived in the
13 event that the department is temporarily unable to assert the priority.

14 NEW SECTION. **Sec. 3.** This act is necessary for the immediate
15 preservation of the public peace, health, or safety, or support of the
16 state government and its existing public institutions, and takes effect
17 immediately.

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